

SDNY (Rev. 10/2006) Pro Hac Vice Motion to Admit Counsel

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MERCK EPROVA AG, Plaintiff,

7 cv 5898 (RJS)

- against -

MOTION TO ADMIT COUNSEL

GNOSIS S.P.A. et ano Defendant.

PRO HAC VICE

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, BRYON L. FRIEDMAN a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: STEVEN C. SMITH
 Firm Name: Smith, Chapman & Campbell
 Address: 1800 North Broadway, Suite 200
 City/State/Zip: Santa Ana, California 92706
 Phone Number: (714) 550-7720
 Fax Number: (714) 550-1251

STEVEN C. SMITH is a member in good standing of the Bar of the States of California and Utah

There are no pending disciplinary proceeding against STEVEN C. SMITH in any State or Federal court.

Dated: 2/8/2008

City, State: Purchase, New York

Respectfully submitted,

Sponsor's

SDNY Bar Bryon L. Friedman (BF5752)

Firm Name: Littleton Joyce Ughetta Park & Kelly LLP

Address: One Manhattanville Road, Suite 302

City/State/Zip: Purchase, New York 10577

Phone Number: (914) 417-3400

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LITTLETON JOYCE
UGHETTA PARK & KELLY LLP
1 Manhattanville Road, Suite 302
Purchase, New York 10577
Tel: (914) 417-3400
Fax: (914) 417-3401
Attn: Bryon L. Friedman, Esq. (BF-5752)
Email: Bryon.Friedman@LittletonJoyce.com

Attorneys for Defendants

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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| ----- | x | |
| MERCK EPROVA AG, | : | Case no. 07 Civ. 5898 (RJS) |
| | : | |
| Plaintiff, | : | |
| | : | |
| -against- | : | |
| | : | |
| GNOSIS S.P.A. and GNOSIS BIORESEARCH S.A., | : | |
| | : | |
| Defendants. | : | |
| ----- | x | |

**Declaration in Support of Application to Admit
STEVEN C. SMITH Pro Hac Vice**

BRYON L. FRIEDMAN, an attorney duly admitted to practice law before this Court,
declares the following under the penalties of perjury:

1. I am a member of the firm LITTLETON JOYCE UGHETTA PARK & KELLY LLP,
attorneys for the defendants in this action. I am familiar with the proceedings in this case. I make
this statement based on my personal knowledge of the facts set forth herein and in support of
Plaintiffs motion to admit STEVEN C. SMITH as counsel *pro hac vice* to represent the
defendants in this matter.

2. I am a member in good standing of the bar of the (\State of New York, and was admitted to practice law on July 15, 1987. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known STEVEN C. SMITH since 2006, and I have been working with his firm since then.

4. Mr. Smith is a member of Smith, Chapman & Campbell, in Santa Ana, California.


5. I I have found Mr. Smith to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of STEVEN C. SMITH, *pro hac vice*.

7. I respectfully submit a proposed order granting the admission of STEVEN C. SMITH, *pro hac vice*, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit STEVEN C. SMITH, *pro hac vice*, to represent the defendants in the above captioned matter, be granted.

Dated: Purchase, New York
February 8, 2008



Bryon L. Friedman (BF 5752)



THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

February 25, 2008

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, STEVEN CRAIG SMITH, #116246 was admitted to the practice of law in this state by the Supreme Court of California on December 3, 1984; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Kath Lambert", is written over a horizontal line.

Kath Lambert
Custodian of Membership Records

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MERCK EPROVA AG, Plaintiff,

7 cv 5898 (RJS)

- against -

GNOSIS S.P.A. et ano Defendant.

**ORDER FOR ADMISSION
PRO HAC VICE
ON WRITTEN MOTION**

Upon the motion of Bryon L. Friedman attorney for Defendants

and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Applicant's Name: STEVEN C. SMITH
Firm Name: Smith, Chapman & Campbell
Address: 1800 North Broadway, Suite 200
City/State/Zip: Santa Ana, California 92706
Telephone/Fax: (714) 550-7720
Email Address: (714) 550-1251

is admitted to practice pro hac vice as counsel for Defendants in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:
City, State:

United States District/Magistrate Judge


CERTIFICATE OF SERVICE

I, BRYON L. FRIEDMAN, an attorney duly admitted to practice law before this court, declares as follows under the penalties of perjury:

On February 8, 2008, I caused the annexed MOTION TO ADMIT STEVEN C. SMITH PRO HAC VICE, to be served by Federal Express upon:

ALSTON & BIRD LLP
90 Park Avenue
New York, NY 10016
Attn: Robert E. Hanlon, Esq.

Dated: Purchase, New York
February 8, 2008

/s/ 

Bryon L. Friedman, Esq.